IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 1616-M of 2007

DATE OF DECISION : 19.02.2007

Gurmej Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. N.G. Sharma, Advocate, for the petitioner.
Mr. N.S. Gill, AAG, Punjab.

Petitioner Gurmej Singh, apprehending his arrest in a non-bailable offence in case FIR No. 186 dated 15.11.2006 registered at Police Station Malerkotla, under Sections 406/498-A IPC, has filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail

On January 16, 2007, interim anticipatory bail was granted to the petitioner subject to his joining investigation.

I have heard counsel for the parties and have gone through the contents of the FIR as well as the order dated 21.11.2006, passed by Additional Sessions Judge, Sangrur, whereby bail application of the petitioner has been dismissed.

Counsel for the petitioner contends that the petitioner is elder brother-in-law of the complainant and he has been falsely implicated in the aforesaid case. He further contends that similarly situated co-accused has been granted anticipatory bail by this Court in Crl. Misc. No. 79301-M of 2006.

Counsel for the petitioner further states that in terms of the interim order dated January 16, 2007, the petitioner has joined the

investigation. The State counsel, after having instructions from Balwinder Singh HC, does not dispute this fact and further states that the petitioner is no more required for further investigation.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated December 18, 2006, is made absolute subject to the same terms and conditions.

Disposed of accordingly.

February 19, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**